

HEWLETT-PACKARD COMPANY  
Intellectual Property Administration  
P. O. Box 272400  
Fort Collins, Colorado 80527-2400

PATENT APPLICATION

ATTORNEY DOCKET NO. 10014315-1

JUL 16 2004

PATENT & TRADEMARK OFFICE

IN THE  
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Ramin Samadani et al.

Confirmation No.: 5832

Application No.: 10/004,211

Examiner: Jeffrey Donels

Filing Date: Dec. 6, 2001

Group Art Unit: 2837

Title: SYSTEM AND METHOD FOR MUSIC IDENTIFICATION

Mail Stop RCE  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**REQUEST FOR CONTINUED EXAMINATION (RCE) 37 CFR 1.114**

Subsection (b) of 35 U.S.C. 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Sir:

This is a Request for Continued Examination (RCE) under CFR 1.114 of the above-identified applicaiton.

**NOTE:** 37 CFR 1.114 is effective on May 20, 2000. If the above- application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under CFR 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

**Submission under 37 CFR 1.114**

(X) Previously submitted:

(X) Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on April 19, 2004...  
(Any unentered amendment(s) referred to above will be entered).

( ) Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_.

( ) Other \_\_\_\_\_.

( ) Enclosed:

( ) Amendment/Reply

( ) Affidavit(s)/Declarations(s)

( ) Information Disclosure Statement (IDS)

( ) Other \_\_\_\_\_.

07/19/2004 SZEWDIE1 00000011 082025 10004211

01 FC:1801 770.00 DA

02 FC:1252 420.00 DA

**Miscellaneous**

( ) Suspension of action is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months.

The fee for this Suspension is (37 CFR 1.17(ii)) \$130.00

( ) Other \_\_\_\_\_.

Adjustment date: 09/14/2004 EEKUBAY1  
07/19/2004 SZEWDIE1 00000011 082025 10004211  
02 FC:1252 420.00 CR

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09/14/2004 EEKUBAY1 00000008 082025 10004211

01 FC:1251 110.00 DA



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Fort Collins, Colorado 80527-2400



PATENT APPLICATION  
DIVISION OF PATENT EXAMINATION  
ATTORNEY DOCKET NO. 10014315-1

IN THE  
UNITED STATES PATENT AND TRADEMARK OFFICE

2004 AUG 10 PM 3:26

Confirmation No.: 5832

Examiner: Jeffrey Donels

Group Art Unit: 2837

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Application No.: 10/004,211

Filing Date: Dec. 6, 2001

Title: SYSTEM AND METHOD FOR MUSIC IDENTIFICATION

Mail Stop 16  
Director of the US Patent and Trademark Office  
PO Box 1450  
Alexandria, VA 22313-1450

REQUEST FOR REFUND  
IMPROPER CHARGE OF DEPOSIT ACCOUNT

Sir:

I. **REFUND REQUEST**

This is a request for a refund in the amount of \$310.00, with respect to the charge to Deposit Account No. 08-2025, shown on the statement dated July 2004, for the above identified patent application.

(X) A copy of the monthly statement, in which the error referred to occurs, accompanies this request.

II. **FEES CHARGED FOR WHICH REFUND IS REQUESTED**

Two month instead of a one month Petition for Extension of Time

III. **EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR**

The Advisory Action mailed on June 17, 2004 incorrectly set the expiration date for reply as expiring three months from the mailing date of the final rejection (February 17, 2004). Because the Applicants filed a Response to the final rejection on April 19, 2004, the Monday following April 17, 2004, the Applicants should have been entitled to an expiration date that falls on the mailing date of the Advisory Action and thus should only be required to pay for a one-month extension of time.

IV. **MANNER OF REFUND**  
Please make refund of \$310.00 crediting Account No. 08-2025.

( ) I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450  
Date of Deposit: \_\_\_\_\_

OR  
( ) I hereby certify that this paper is being transmitted to the Patent and Trademark Office facsimile number \_\_\_\_\_  
on \_\_\_\_\_

Number of pages: \_\_\_\_\_

Name: \_\_\_\_\_

Respectfully submitted,

Ramin Samadani et al.

By

Timothy B. Kang

Timothy B. Kang

Attorney/Agent for Applicant(s)  
Reg. No.: 46,423

Date: Aug. 4, 2004

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2004 AUG 10 PM 3:26



United States  
Patent and  
Trademark Office

**Deposit Account Statement**

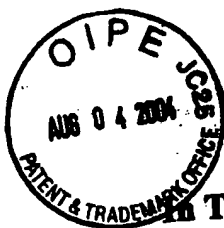
Requested Statement Month: July 2004  
Deposit Account Number: 082025  
Name: HEWLETT-PACKARD COMPANY  
Attention: ATTN: CATHIE GROW/SHARON LEVERENZ  
Address: INTELLECTUAL PROPERTY ADMINIS. WS 35  
City: FT. COLLINS  
State: CO  
Zip: 80527-2400

DATE SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
07/01 1	10004193	10017480	1251	\$110.00	\$257,932.48
07/01 1	10677078	200205879-3	1202	\$36.00	\$257,896.48
07/01 1	09752058		1202	\$324.00	\$257,572.48
07/01 2	10873994	200311959-1	8021	\$40.00	\$257,532.48
07/01 2	09752058		1201	\$344.00	\$257,188.48
07/01 2	10001594	10013444-1	1251	\$110.00	\$257,078.48
07/01 3	10001584	100111496-1	1251	\$110.00	\$256,968.48
07/01 9	10875043	200400202-1	8021	\$40.00	\$256,928.48
07/01 10	10878263	200312978-1	1001	\$770.00	\$256,158.48



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Any Docket No.: 10014315-1

2004 AUG 10 PM 3:26

In Re the Application of:

Inventor(s): Ramin Samadani et al.

Confirmation No.: 5832

Serial No.: 10/004,211

Attorney: Jeffrey Donels

Filed: December 6, 2001

Group Art Unit: 2837

Title: SYSTEM AND METHOD FOR MUSIC IDENTIFICATION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

### CERTIFICATE OF HAND-DELIVERY WITH THE USPTO

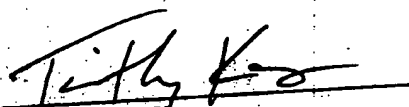
I hereby certify that this correspondence is being deposited with the United States Patent and Trademark Office. This correspondence contains the following document(s):

- 1 sheet of Request for Refund (2 copies).
- 2 sheets of Deposit Account Statement.

Respectfully submitted,

MANNAVA & KANG, P.C.

On August 4, 2004

  
Timothy B. Kang  
Reg. No.: 46,423

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